

APPROVED OCTOBER 26, 2005



**SCOTTSDALE PLANNING COMMISSION
CITY HALL KIVA
3939 NORTH DRINKWATER BOULEVARD
SCOTTSDALE, ARIZONA
OCTOBER 19, 2005**

REGULAR MEETING MINUTES

PRESENT: David Gulino, Chairman
James Heitel, Commissioner
Jeffrey Schwartz, Commissioner
Steven Steinke, Commissioner

ABSENT: David Barnett, Commissioner
Eric Hess, Commissioner
Steve Steinberg, Vice-Chairman

STAFF PRESENT: Donna Bronski
Mac Cummins
Lucia Galav
Randy Grant
Greg Williams

CALL TO ORDER

The regular meeting of the Scottsdale Planning Commission was called to order by Chairman Gulino at 5:02 p.m. A formal roll call confirmed members presented as stated above.

MINUTES REVIEW AND APPROVAL

1. September 28, 2005 (including Study Session)

COMMISSIONER HEITEL MOVED TO APPROVE THE MINUTES OF THE SEPTEMBER 28, 2005 PLANNING COMMISSION MEETINGS, INCLUDING THE STUDY SESSION. SECONDED BY COMMISSIONER SCHWARTZ, THE MOTION CARRIED UNANIMOUSLY WITH A VOTE OF FOUR (4) TO ZERO (0).

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CONTINUANCES

2. 15-ZN-2005 (Silverstone)
3. 13-UP-2005 (Scottsdale & Pinnacle Peak Mxd)
4. 15-AB-2004 (Biel Property)
5. 11-AB-2005 (Hettinger Abandonment)
6. 6-AB-2005 (Pinnacle Peak Place)
7. 7-AB-2005 (Pinnacle Peak Place)

COMMISSIONER SCHWARTZ MOVED TO CONTINUE CASE 15-ZN-2005 TO NOVEMBER 9TH, 2005; 13-UP-2005 TO THE NOVEMBER 9TH, 2005 MEETING; 15-AB-2004 TO A DATE TO BE DETERMINED; 11-AB-2005 TO NOVEMBER 9TH, 2005; 6-AB-2005 TO A DATE TO BE DETERMINED; 7-AB-2005 TO OCTOBER 26TH, 2005.

THE MOTION WAS SECONDED BY COMMISSIONER STEINKE AND CARRIED UNANIMOUSLY WITH A VOTE OF FOUR (4) TO ZERO (0).

EXPEDITED AGENDA

8. 5--UP-2004#2 (Jamacian Blue)
9. 13-AB-2005 (DeAtley Residence)
10. 15-AB-2005 (Schell GLO Abandonment)

Chairman Gulino confirmed that all questions by Commissioners regarding case number 15-AB-2005 had been answered satisfactorily.

Mr. Spiro requested a staff presentation. Mr. Williams presented the case per the staff packet, reiterating that the Applicant has agreed to maintain the northern boundary easement and is no longer seeking abandonment of that portion of the property.

Leon Spiro, addressed the Commission and Ms. Bronski, expressing his opinions and opposition to approval of GLO abandonments.

Upon invitation by Chairman Gulino, Ms. Bronski recalled a presentation to City Council by outside counsel that was requested by Mr. Spiro and noted that as a result, Council renewed their policy of investigating and considering, on a case-by-case basis, whether or not to abandon GLO easements. She reminded Commissioners that this is the directive received from Council.

Chairman Gulino reiterated that the purpose of the Planning Commission is to discuss the land use issues associated with the abandonments; not the legal

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issues. Ms. Bronski confirmed that it is the purview of the Council to consider the legal issues.

Upon no further comments or questions,

COMMISSIONER SCHWARTZ MOVED TO APPROVE CASE 5-UP-2004#2 BECAUSE IT MEETS THE SPECIAL USE REQUIRMENTS; CASE 13-AB-2005 AND CASE 15-AB-2005. THE MOTION WAS SECONDED BY COMMISSIONER STEINKE AND CARRIED UNANIMOUSLY WITH A VOTE OF FOUR (4) TO ZERO (0).

WRITTEN COMMUNICATION

None.

ADJOURNMENT

With no further business to discuss, the regular meeting of the Scottsdale Planning Commission adjourned at 5:15 p.m.

Respectfully submitted,
AV-Tronics, Inc.

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